



DECLARATION, PETITION AND POWER OF ATTORNEY

We, Stuart L. Axelson, Jr.; Jose Luis Moctezuma; Kenneth A. Krackow; Matthew P. Poggie and Gearoid Walsh, declare that we are citizens of The United States of America (for Axelson, Jr., Krackow and Poggie); Mexico (for Moctezuma); and Ireland (for Walsh), respectively; and reside respectively at 12 Churchill Drive, Succasunna, NJ 07876; Vordere Poche 11, 79104 Freiburg, Germany; 58 North Woodside Lane, Williamsville NY 14221; and 545 Park Street, Upper Montclair, NJ 07043; and Ennis Ireland; that we verily believe we are the original, first, and joint inventors of the invention or discovery in SYSTEMS USED IN PERFORMING FEMORAL AND TIBIAL RESECTION IN KNEE SURGERY described and claimed in U.S. Patent Application Serial Number 09/811,042 filed March 17, 2001; that we do not know and do not believe that the same was ever known or used in the United States before our invention or discovery thereof, or patented or described in any printed publication in any country before our invention or discovery thereof, or more than one year prior to this application, or in public use or on sale in the United States more than one year prior to this application; that said invention or discovery has not been patented or made the subject of an inventors' certificate in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months prior to this application; that we acknowledge that we have a duty to disclose information of which we are aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a); that we have reviewed and understand the contents of the specification, including the claims; and that no application for patent or inventors' certificate on said invention or discovery has been filed by us or our representatives or assigns in any country foreign to the United States, except as follows:

None.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon;

And we hereby appoint JOSEPH J. KALIKO, Reg. No. 27,995 our agents with full power of substitution, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

And we hereby request that all correspondence in this application be directed to JOSEPH J. KALIKO, Law Offices of Joseph J. Kaliko, 73 Rogers Road, Stamford, Connecticut 06902.

Wherefore we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, and we hereby subscribe our names to the foregoing specification and claims, Declaration, Petition and Power of Attorney.

Signed the 15 day of August, 2001

Inventor Stuart L. Axelson, Jr.  
Stuart L. Axelson, Jr.

Address: 12 Churchill Drive  
Succasunna, NJ 07876

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2001

Inventor \_\_\_\_\_  
Jose Luis Moctezuma

Address: Vordere Poche 11, 79104  
Freiburg, Germany

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2001

Inventor \_\_\_\_\_  
Kenneth A. Krackow

Address: 58 North Woodside Lane  
Williamsville, NY 14221

Signed the 20 day of August, 2001

Inventor Matthew P. Poggie  
Matthew P. Poggie

Address: 545 Park Street  
Upper Montclair, NJ 07043

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2001

Inventor \_\_\_\_\_  
Gearoid Walsh

Address: Ennis, Ireland



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Inventor

Stuart L. Axelson, Jr.

Address: 12 Churchill Drive  
Succasunna, NJ 07876

Signed the 16<sup>th</sup> day of August, 2001

Inventor

Jose Luis Moctezuma

Address: Vordere Poche 11, 79104  
Freiburg, Germany

Signed the 16<sup>th</sup> day of August, 2001

Inventor

Kenneth A. Krackow

Address: 58 North Woodside Lane  
Williamsville, NY 14221

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2001

Inventor

Matthew P. Poggie

Address: 545 Park Street  
Upper Montclair, NJ 07043

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2001

Inventor \_\_\_\_\_  
Gearoid Walsh

Address: Ennis, Ireland



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Inventor \_\_\_\_\_  
Stuart D. Axelson, Jr.

Address: 12 Churchill Drive  
Succasunna, NJ 07876

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2001

Inventor \_\_\_\_\_  
Jose Luis Moctezuma

Address: Vordere Poche 11, 79104  
Freiburg, Germany

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2001

Inventor \_\_\_\_\_  
Kenneth A. Krackow

Address: 58 North Woodside Lane  
Williamsville, NY 14221

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2001

Inventor \_\_\_\_\_  
Matthew P. Poggie

Address: 545 Park Street  
Upper Montclair, NJ 07043



From: To: Joe  
16/08 '01 THU 15:38 FAX  
From: To: Gearoid Walsh

Date: 8/16/101 Time: 15:46:16

Date: 8/15/101 Time: 11:37:03

Page 16 of 18  
016  
Page 16 of 18

Signed the 16<sup>th</sup> day of August, 2001  
Inventor Gearoid Walsh  
Gearoid Walsh  
Address: Ennis, Ireland